



3723

DOCKET NO.: 4940

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE MATTER OF THE APPLICATION FOR PATENT

OF: Hitoshi SUMIYA et al.

| ART UNIT: 3723

SERIAL NO.: 10/572,708

| CONF. NO.: 5352

FILED: March 17, 2006

FOR: DIAMOND TOOL, SYNTHETIC SINGLE CRYSTAL DIAMOND AND METHOD
OF SYNTHESIZING SINGLE CRYSTAL DIAMOND, AND DIAMOND JEWELRY

COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

August 7, 2007

INFORMATION DISCLOSURE STATEMENT WITH CERTIFICATE OF MAILING

Dear Sir:

- 1) Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98 applicants enclose a Second Form PTO-1449, a copy and an English abstract of reference AY cited thereon, and a copy of a European Search Report issued on June 21, 2007 in a counterpart European application.
- 2) This Information Disclosure Statement is being filed before the mailing of a first Office Action on the merits, according to the available status information. Thus, in accordance with 37 C.F.R. 1.97(b)(3), no fee is due.
- 3) Also, this Information Disclosure Statement is being filed before the issuance of a Final Office Action or Notice of Allowance and includes a statement under 37 CFR 1.97(e) (see next paragraph). Thus, in accordance with 37 CFR 1.97(c)(1), no fee is due.

- 4) The undersigned attorney hereby certifies that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.
- 5) Reference AY is accompanied by an English abstract. Therefore no further discussion of the reference is necessary.
- 6) Moreover, the enclosed Search Report indicates the degree of relevance of reference AY by category ("A" means technological background). Thereby a concise explanation of the relevance has been provided (see MPEP §609).
- 7) The Examiner is requested to consider all references of record, return an initialed copy of the enclosed Form PTO-1449, and ensure that all references of record are printed on any patent issuing from this application.

Respectfully submitted,
Hitoshi SUMIYA et al.
Applicant

WFF:ks/4940
Enclosures:
postcard,
Second Form PTO-1449,
1 reference,
1 English abstract,
copy of Search Report

By Walter F. Fasse
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CERTIFICATE OF MAILING:

I hereby certify that this correspondence with all indicated enclosures is being deposited with the U. S. Postal Service with sufficient postage as first-class mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.

Karin Smith - August 7, 2007
Name: Karin Smith - Date: August 7, 2007



Sheet 1 of 1
SECOND IDS LIST OF
REFERENCES CITED BY
APPLICANT

(FORM PTO-1449)
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Serial No.:
10/572,708

Inventor(s): Hitoshi SUMIYA et al.

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Art Unit:
3723

U. S. PATENT DOCUMENTS

*EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	Cl.	Sub- Cl.	File Date

FOREIGN PATENT DOCUMENTS

	DOCUMENT NO.	DATE	COUNTRY	Cl.	Sub- Cl.	English
/DVN/	AY 11-014524	01/1999	Japan	-	-	Abstract

OTHER DOCUMENTS

EXAMINER'S SIGNATURE	DATE CONSIDERED
/Dung Van Nguyen/	11/07/2007

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.